



# SYNOPSIS

Senate Bills and Joint Resolutions  
2013 Maryland General Assembly Session

**January 21, 2013**  
**Schedule 9**

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**PLEASE NOTE:** January 22 – Bill request deadline.  
February 1 – Bill introduction deadline.  
All bills should be given to the Secretary of the Senate's office by 5:00 P.M. on Monday, February 4.  
As required by Senate Rule 32(b), bills introduced after this date will be referred to the Senate Rules Committee.

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## **SENATE BILLS INTRODUCED *January 18, 2013***

**SB 217**     **Senator Klausmeier (By Request – Baltimore County Administration)**  
**VEHICLE LAWS – REGISTRATION PLATES FOR INDIVIDUALS WITH DISABILITIES – PARKING IN BALTIMORE COUNTY**  
Authorizing an individual for whom special registration plates for individuals with disabilities are issued to park in a designated zone for the handicapped established by Baltimore County on any county road, subject to a restriction.  
EFFECTIVE OCTOBER 1, 2013  
TR, § 13-616(f)(2) - amended  
Assigned to: Judicial Proceedings

**SB 218 Senator Klausmeier (By Request – Baltimore County Administration)****BALTIMORE COUNTY CODE OF PUBLIC LOCAL LAWS – 2013 EDITION – LEGALIZATION**

Legalizing the 2013 Edition of the Baltimore County Code of Public Local Laws and any supplement to the extent to which that code or supplement contains laws enacted by the General Assembly.

EFFECTIVE JULY 1, 2013

Assigned to: Education, Health, and Environmental Affairs

**SB 219 Senators Glassman and Jennings****CREATION OF A STATE DEBT – HARFORD COUNTY – HUMANE SOCIETY ANIMAL SHELTER**

Authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Board of Directors of The Humane Society of Harford County, Inc. for the construction and capital equipping of an animal shelter, located in Fallston; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Budget and Taxation

**SB 220 Senator McFadden****CONSUMER PROTECTION – TELEVISION SERVICE PROVIDERS – MISSED APPOINTMENTS**

Requiring specified television service providers to notify a subscriber of the right to receive an installation or repair service within a 3-hour period if the subscriber's presence is required; requiring a television service provider and a subscriber to agree on the time at which the 3-hour period begins; establishing specified penalties if a television service provider does not begin an installation or repair service within the specified 3-hour period; applying the Act prospectively; etc.

EFFECTIVE OCTOBER 1, 2013

CL, § 14-1324 - added

Assigned to: Finance

**SB 221 Senator Raskin, et al****CREATION OF A STATE DEBT – MONTGOMERY COUNTY – UNIVERSITY GARDENS SENIOR APARTMENTS**

Authorizing the creation of a State Debt not to exceed \$450,000, the proceeds to be used as a grant to the Board of Directors of the Korean Community Service Center of Greater Washington, Inc. for the renovation of the University Gardens Senior Apartments, located in Silver Spring; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Budget and Taxation

**SB 222 Senator Raskin****MOTOR VEHICLE ADMINISTRATION – YELLOW DOT PROGRAM**

Establishing the Yellow Dot Program in the Motor Vehicle Administration to provide specified health information to emergency responders under specified circumstances; requiring the Administration to design and make available specified materials necessary to implement and administer the Program; authorizing the Administration to charge a Program participant a specified fee; etc.

EFFECTIVE OCTOBER 1, 2013

TR, §§ 12-501 through 12-503 - added

Assigned to: Judicial Proceedings

**SB 223 Senator Conway****ALCOHOLIC BEVERAGES – CLASS 7 LIMITED BEER WHOLESALER'S LICENSE**

Creating a Class 7 limited beer wholesaler's license that allows the license holder to sell, deliver, and distribute its own beer produced at the holder's premises to a retail license holder or permit holder in the State under specified circumstances; authorizing the Office of the Comptroller to issue a nonresident brewery permit to a specified person licensed outside the State to sell and deliver beer in the State; providing for specified fees; etc.

EFFECTIVE JULY 1, 2013

Art. 2B, §§ 2-101(i)(2) and (w)(3), 2-201(b), and 2-301(a) and (b) -amended and § 2-101(z) - added

Assigned to: Education, Health, and Environmental Affairs

**SB 224 Senator Pugh, et al****STATE EMPLOYEE AND RETIREE HEALTH AND WELFARE BENEFITS PROGRAM – BONA FIDE WELLNESS PROGRAM AND WELLNESS PROMOTION**

Requiring the Secretary of Budget and Management, in consultation with the Secretary of Health and Mental Hygiene, to develop and implement a bona fide wellness program for inclusion in the State Employee and Retiree Health and Welfare Benefits Program; establishing requirements for the wellness program; authorizing the bona fide wellness program to include incentives for achieving health goals; requiring the Secretary of Budget and Management to report on implementation on or before January 1, 2014; etc.

EFFECTIVE OCTOBER 1, 2013

SP, § 2-503(b) - amended

Assigned to: Finance

**SB 225 Senators Pugh and Gladden****BALTIMORE CITY – 40TH AND 41ST LEGISLATIVE DISTRICTS – ALCOHOLIC BEVERAGES – STORE CLOSING HOURS**

Setting 10 p.m. as the time at which establishments issued specified Class A alcoholic beverages licenses in the 40th and 41st Legislative Districts in Baltimore City must stop selling alcoholic beverages.

EFFECTIVE JULY 1, 2013

Art. 2B, §§ 11-302(a) and 11-303(a) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 226 Senator Pugh, et al****MORGAN STATE UNIVERSITY – BOARD OF REGENTS – LENGTH AND LIMITATION OF TERMS**

Altering the length of time of the term of office of a member of the Board of Regents of Morgan State University; and setting a limit on the number of terms that a member may serve.

EFFECTIVE OCTOBER 1, 2013

ED, § 14-102 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 227     Senators Brochin and Raskin****TAX SALES – REDEMPTION OF PROPERTY – TAXES, INTEREST, AND PENALTIES**

Repealing a requirement that a person redeeming a property sold at a tax sale shall pay any taxes, interest, and penalties accruing after the date of the tax sale in order to redeem the property.

EFFECTIVE JULY 1, 2013

TP, § 14-828(a) - amended

Assigned to: Budget and Taxation

**SB 228     Senator Frosh, et al****CRIMINAL LAW – USE OF HANDGUN IN CRIME OF VIOLENCE OR FELONY – STATUTE OF LIMITATIONS**

Providing that a person who violates a specified provision of law prohibiting using a firearm in the commission of a crime of violence or felony is not covered by the 1-year statute of limitations for a misdemeanor; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 4-204 - amended

Assigned to: Judicial Proceedings

**SB 229     Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)****COURTS – JUVENILES – EXPUNGEMENT OF RECORDS**

Authorizing a person to file a specified petition for expungement of specified juvenile records; requiring the court to serve a specified petition on a specified State's Attorney; authorizing the court to order the expungement of a specified record under specified circumstances; requiring the court to consider specified criteria in its consideration of a specified petition for expungement of records; authorizing and requiring the court to deny a specified petition for expungement under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

CJ, § 3-8A-27.1 - added

Assigned to: Judicial Proceedings

**SB 230     Senators Getty and Ferguson****OPEN MEETINGS ACT – PUBLIC BODY – DEFINITION**

Altering the definition of a “public body” for the purposes of the Open Meetings Act to include an entity that is created by a memorandum of understanding or a master agreement to which a majority of the county boards of education and the State Department of Education are signatories; and requiring the State Department of Education to report on or before December 1 of every even-numbered year to specified legislative committees regarding the activities and decisions of the Maryland Public Secondary Schools Athletic Association.

EFFECTIVE OCTOBER 1, 2013

SG, § 10-502(h) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 231     Senator Pugh****CREATION OF A STATE DEBT – BALTIMORE CITY – BALTIMORE DESIGN SCHOOL**

Authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of the Fashion, Architecture and Basic Design School, Inc. for the construction, repair, renovation, reconstruction, and capital equipping of the Baltimore Design School, located in Baltimore City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Budget and Taxation

**SB 232     Senator Pugh****CREATION OF A STATE DEBT – BALTIMORE CITY – SKATEPARK OF BALTIMORE AT ROOSEVELT PARK**

Authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the Skatepark of Baltimore, Inc. for the construction and capital equipping of the Skatepark of Baltimore at Roosevelt Park, located in Baltimore City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Budget and Taxation

**SB 233 Senator Ferguson****ALCOHOLIC BEVERAGES – BALTIMORE CITY – 46TH DISTRICT –  
CLASS B LOCATION RESTRICTIONS – LIMITED EXEMPTION**

Authorizing the transfer within a specified area in the 46th Legislative District in Baltimore City of specified Class B alcoholic beverages licenses subject to specified restrictions under specified circumstances; and making stylistic changes.

EFFECTIVE OCTOBER 1, 2013

Art. 2B, §§ 9-204.1(f) and 9-204.3 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 234 Senator Currie, et al****OFFICE OF THE ATTORNEY GENERAL – ESTABLISHMENT OF A  
CONSUMER AFFAIRS SATELLITE OFFICE IN PRINCE GEORGE’S  
COUNTY**

Requiring the Office of the Attorney General to establish a consumer affairs satellite office located in Prince George’s County; providing for the purpose of establishing a consumer affairs satellite office; requiring the consumer affairs satellite office to provide consumers with specified resources; requiring the Office of the Attorney General to give specified consideration when determining the location of the consumer affairs satellite office; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: Finance

**SB 235 Senator Ferguson, et al****BALTIMORE CITY – ALCOHOLIC BEVERAGES – LICENSE  
REVOCATION**

Requiring the Board of Liquor License Commissioners for Baltimore City to require a licensee to close to the public the operation of the premises for not less than a specified number of days under specified circumstances; and prohibiting the appeal of a specified closure.

EFFECTIVE JULY 1, 2013

Art. 2B, § 16-103 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 236     The President (By Request – Department of Legislative Services)****STATE BOARD OF FORESTERS – SUNSET EXTENSION AND PROGRAM EVALUATION**

Continuing the State Board of Foresters in accordance with the provisions of the Maryland Program Evaluation Act (Sunset Law) by extending to a specified date the termination provisions relating to the statutory and regulatory authority of the Board; and requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before a specified date.

EFFECTIVE OCTOBER 1, 2013

BOP, § 7-602 and SG, § 8-403(b)(24) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 237     The President (By Request – Department of Legislative Services)****HEALTH OCCUPATIONS – SUNSET EXTENSION AND PROGRAM EVALUATION**

Continuing the State Acupuncture Board, the State Board of Dietetic Practice, and the State Board of Occupational Therapy Practice in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to a specified date the termination provisions relating to the statutory and regulatory authority of the boards; etc.

EFFECTIVE JULY 1, 2013

HO, §§ 1A-502, 5-101(i), 5-202(b), 5-302(d), 5-305, 5-502, and 10-502 and SG, § 8-403(b)(1), (16), and (43) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 238     The President (By Request – Department of Legislative Services)****STATE BOARD OF PUBLIC ACCOUNTANCY – SUNSET EXTENSION AND PROGRAM EVALUATION**

Continuing the State Board of Public Accountancy in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to July 1, 2025, the termination provisions relating to the statutory and regulatory authority of the Board; requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before July 1, 2024; and requiring the Board to submit a specified report on or before October 1, 2013.

EFFECTIVE JULY 1, 2013

BOP, § 2-702 and SG, § 8-403(b)(57) - amended

Assigned to: Education, Health, and Environmental Affairs



**SB 239     The President (By Request – Maryland Judiciary), et al****JUDGESHIPS – COURT OF SPECIAL APPEALS, CIRCUIT COURTS,  
AND DISTRICT COURT**

Increasing the number of judges of the Court of Special Appeals from 13 to 15; increasing the number of resident judges of the circuit court in Calvert, Carroll, Cecil, Frederick, and Wicomico counties; and increasing the number of associate judges of the District Court in Baltimore City, and Charles, Montgomery, and Prince George's counties.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2013

CJ, §§ 1-402, 1-503, and 1-603 - amended

Assigned to: Judicial Proceedings and Budget and Taxation

**SB 240     Senator Kelley, et al****TASK FORCE TO STUDY REDISTRICTING IN MARYLAND**

Establishing a Task Force to Study Redistricting in Maryland; specifying the composition, powers, and duties of the Task Force; providing for the staffing of the Task Force; requiring the Task Force to report its findings and recommendations, including suggested constitutional and legislative changes, to the Governor and the General Assembly on or before December 31, 2014; and terminating the Act at the end of June 30, 2015.

EFFECTIVE JULY 1, 2013

Assigned to: Education, Health, and Environmental Affairs

**SB 241     Senator Jacobs, et al****ADMINISTRATIVE PROCEDURE ACT – PROPOSED REGULATIONS –  
PUBLIC HEARINGS AND VOTING**

Requiring the Joint Committee on Administrative, Executive, and Legislative Review to hold a public hearing regarding a proposed regulation if at least 5 members of the Committee request a hearing; requiring the Committee, under specified circumstances, to vote on whether to oppose the adoption of a specified regulation under a specified provision of law; and requiring that members of the Committee be provided specified notice regarding the scheduling of a specified meeting.

EFFECTIVE OCTOBER 1, 2013

SG, § 10-111 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 242 Senator Astle****PUBLIC HEALTH – FORENSIC LABORATORIES – REGULATION**

Requiring that inspections of specified forensic laboratories be conducted with a specified frequency; requiring the Secretary of Health and Mental Hygiene to authorize a specified accreditation body to inspect specified forensic laboratories in the State; requiring specified forensic laboratories to obtain accreditation from a specified accreditation body before applying for a specified license; requiring the Secretary to approve a specified nonprofit accreditation body to accredit forensic laboratories; etc.

EFFECTIVE OCTOBER 1, 2013

HG, §§ 17-2A-01, 17-2A-02, 17-2A-08, and 17-2A-12(a) - amended and § 17-2A-03.1 - added

Assigned to: Finance

**SB 243 Senator Astle****MARYLAND INCOME TAX REFUND – ANNE ARUNDEL COUNTY WARRANT INTERCEPT PROGRAM – EXTENSION**

Extending, from September 30, 2013, to September 30, 2018, the termination date of a program that requires the Comptroller to withhold, under specified circumstances, the Maryland income tax refund of specified residents of Anne Arundel County with an outstanding warrant or specified individuals that have an outstanding warrant from Anne Arundel County; requiring the Comptroller to provide a report on or before December 1 of each year on the implementation of the programs; etc.

EFFECTIVE JULY 1, 2013

TG, § 13-940 - added, Chapter 451 of the Acts of 2012, § 2 - repealed and § 3 - amended

Assigned to: Budget and Taxation

**SB 244 Senator Astle****CITY OF ANNAPOLIS – ALCOHOLIC BEVERAGES – REFILLABLE CONTAINER LICENSE**

Creating in the City of Annapolis a refillable container license; authorizing the Alcoholic Beverage Control Board to issue the license to a holder of specified classes of alcoholic beverages licenses; specifying that a holder of the license may sell draft beer for consumption off the licensed premises in a specified refillable container; requiring a refillable container to meet specified requirements; requiring an applicant for the license to complete a specified form; etc.

EFFECTIVE JULY 1, 2013

Art. 2B, § 8-202.2 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 245 Senator Robey****SCHOOL BUILDINGS – SOLAR TECHNOLOGY – DESIGN DEVELOPMENT DOCUMENTS**

Requiring the Board of Public Works to adopt regulations requiring design development documents for the construction or renovation of school buildings to include specified information relating to the use of solar technology; requiring the Interagency Committee on School Construction to submit a report on the use of solar technologies in specified public school construction and renovation projects to the Governor and the General Assembly on or before December 31 of each year; etc.

Preliminary analysis: local government mandate

EFFECTIVE JUNE 1, 2013

ED, § 5-301.1 - amended

Assigned to: Budget and Taxation

**SB 246 Senators Astle and Edwards****VEHICLE LAWS – PROTECTIVE HEADGEAR REQUIREMENT FOR MOTORCYCLE RIDERS – EXCEPTION**

Providing that the prohibition against operating or riding on a motorcycle without specified protective headgear does not apply to an individual at least 21 years old who carries at least \$10,000 in health insurance coverage for injuries that may be incurred in a motorcycle accident; etc.

EFFECTIVE OCTOBER 1, 2013

TR, § 21-1306 - amended

Assigned to: Judicial Proceedings

**SB 247 Senator Klausmeier****WORKERS' COMPENSATION – PAYMENT FOR PHYSICIAN–  
DISPENSED PRESCRIPTIONS – LIMITATIONS**

Prohibiting employers or their insurers, except under specified circumstances, from being required to pay for a prescription that is dispensed by a physician to covered employees who have suffered accidental personal injuries, compensable hernias, or occupational diseases.

EFFECTIVE OCTOBER 1, 2013

LE, § 9-660 - amended and § 9-660.1 - added

Assigned to: Finance

**SB 248 Senators Brochin and Stone****CRIMINAL LAW – HOME INVASION VIOLENT CRIME AND ARMED  
HOME INVASION VIOLENT CRIME**

Prohibiting a person from breaking and entering the dwelling of another and committing a violent crime against a victim who is a lawful occupant of the dwelling; prohibiting a person from employing or displaying a dangerous weapon during the commission of a home invasion violent crime; establishing a criminal penalty for a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 3-1001 - added and § 14-101(a) - amended

Assigned to: Judicial Proceedings

**SB 249 Senators Forehand and Raskin****VEHICLE LAWS – MANUFACTURERS, DISTRIBUTORS, AND  
FACTORY BRANCHES – RETALIATION AGAINST DEALERS**

Prohibiting a manufacturer, distributor, or factory branch from retaliating against a specified vehicle dealer because of legislation enacted by the General Assembly that regulates the franchise relationship.

EFFECTIVE OCTOBER 1, 2013

TR, § 15-207.1 - added

Assigned to: Judicial Proceedings

**SB 250**     **Senators Brinkley and Young**

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2011 –  
FREDERICK COUNTY – FREDERICK ALLIANCE FOR YOUTH –  
YOUTH AND COMMUNITY CENTER

Amending the Maryland Consolidated Capital Bond Loan of 2011 to alter the grantee and purpose of a grant originally for the Frederick Alliance For Youth – Youth and Community Center to allow the grant to be used for the Mental Health Association Building; extending to June 1, 2015, the deadline for the grantee to present evidence of a matching fund and to encumber funds; etc.

EFFECTIVE JUNE 1, 2013

Chapter 396 of the Acts of 2011, § 1(3) Item ZA02(AL) and Item ZA03(AG)  
- amended

Assigned to: Budget and Taxation

**SB 251**     **Senator Brinkley, et al**

PERSONAL PROPERTY TAX – DEPRECIATION OF ASSESSED  
VALUE

Establishing a specified annual depreciation rate of personal property for purposes of assessing the value of the personal property; authorizing the State Department of Assessments and Taxation to establish different annual depreciation rates for personal property under specified circumstances; etc.

EFFECTIVE JUNE 1, 2013

TP, § 8-107 - amended

Assigned to: Budget and Taxation

**SB 252**     **Senator Brinkley, et al**

MARYLAND ESTATE TAX – UNIFIED CREDIT

Altering a specified limit on the unified credit used for determining the Maryland estate tax; repealing a specified limit on the unified credit used for determining the Maryland estate tax for decedents dying on or after July 1, 2016; and altering a specified limit on the amount of the Maryland estate tax.

EFFECTIVE JULY 1, 2013

TG, § 7-309(b)(1), (2), and (3) - amended

Assigned to: Budget and Taxation

**SB 253     Senator Brinkley, et al****TRANSPORTATION TRUST FUND – DEDICATED HIGHWAY FUNDS**

Proposing an amendment to the Maryland Constitution to establish a Transportation Trust Fund to be used only for purposes relating to transportation; prohibiting the reversion or crediting of any part of the Transportation Trust Fund to the General Fund or a special fund of the State; requiring that specified taxes, fees, charges, and revenues be credited to the Transportation Trust Fund; requiring that specified tax and fee revenue credited to the Transportation Trust Fund be used only for specified highway purposes; etc.

**CONSTITUTIONAL AMENDMENT – CONTINGENT**

Maryland Constitution, Art. III, § 53 - added

Assigned to: Budget and Taxation

**SB 254     Senator Montgomery, et al****STATE BOARD OF EXAMINERS OF PSYCHOLOGISTS – LICENSE RENEWAL**

Altering the time period before a license expires by which the Board of Examiners of Psychologists is required to send a renewal notice to a licensee; requiring the Board, under specified circumstances, to send a renewal notice by electronic means to a specified electronic mail address of a licensee; requiring each licensee to notify the Board in writing of any change in address or electronic mail address within 30 days after the change occurs; etc.

EFFECTIVE OCTOBER 1, 2013

HO, § 18-309 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 255     Senator Montgomery, et al****STATE GOVERNMENT – COMMEMORATIVE DAYS – RARE DISEASE DAY**

Requiring the Governor annually to proclaim the last day in February as Rare Disease Day.

EFFECTIVE OCTOBER 1, 2013

SG, § 13-411 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 256 Senator Montgomery****MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2006 –  
MONTGOMERY COUNTY – OUR HOUSE YOUTH HOME**

Amending the Maryland Consolidated Capital Bond Loan of 2006 to provide that specified grants for the Our House Youth Home may not terminate before June 1, 2015; etc.

EFFECTIVE JUNE 1, 2013

Chapter 46 of the Acts of 2006, § 1(3) Item ZA01(CP) and Item ZA02(AZ), as amended - amended

Assigned to: Budget and Taxation

**SB 257 Senator Montgomery****MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010 –  
MONTGOMERY COUNTY – SANDY SPRING MUSEUM**

Amending the Maryland Consolidated Capital Bond Loan of 2010 to extend to June 1, 2014, the deadline for the Board of Trustees of the Sandy Spring Museum, Inc. to present evidence of a specified matching fund and to encumber funds for a specified grant; etc.

EFFECTIVE JUNE 1, 2013

Chapter 483 of the Acts of 2010, § 1(3) Item ZA02(AX), as amended - amended

Assigned to: Budget and Taxation

**SB 258 Senator Shank****CORRECTIONAL SERVICES – INMATE EARNINGS –  
COMPENSATION FOR VICTIMS OF CRIME**

Requiring the Department of Public Safety and Correctional Services to withhold 20% of the earnings of an inmate in the Private Sector/Prison Industry Enhancement Certification Program of the U.S. Department of Justice, Bureau of Justice Assistance for compensation for victims of crime; requiring the Department to allocate earnings that are withheld in a specified manner; etc.

EFFECTIVE OCTOBER 1, 2013

CS, § 11-604 and CP, §§ 11-607 and 11-916 - amended

Assigned to: Judicial Proceedings

**SB 259 Senator Shank****CRIMINAL PROCEDURE – NO-KNOCK SEARCH WARRANTS – PRIOR NOTIFICATION OF COUNTY**

Prohibiting a specified law enforcement officer from executing a search warrant without giving notice of the officer's authority or purpose unless the chief of the primary law enforcement agency of the applicable county is notified before the execution of the warrant or there is a specified written agreement between the county and a specified agency.

EFFECTIVE OCTOBER 1, 2013

CP, § 1-203(a) - amended and § 1-203(f) - added

Assigned to: Judicial Proceedings

**SB 260 Senator Young, et al****ALCOHOLIC BEVERAGES – CONSUMPTION OF WINE NOT BOUGHT FROM LICENSE HOLDER**

Allowing an individual in a restaurant, club, or hotel for which any license allowing the sale of wine is issued to consume wine not purchased from or provided by the license holder only under specified circumstances, including a requirement that the license holder obtain a corkage permit; and requiring each local licensing board to issue a corkage permit at no charge.

EFFECTIVE JULY 1, 2013

Art. 2B, § 12-107(b)(10) - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 261 Senator Young, et al****STATE GOVERNMENT – ADMINISTRATIVE PROCEDURE ACT – EFFECTIVE DATE OF ADOPTED REGULATIONS**

Altering the effective date of specified regulations adopted under the Administrative Procedure Act.

EFFECTIVE OCTOBER 1, 2013

SG, § 10-117 - amended

Assigned to: Judicial Proceedings



**SB 262      Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)**

**TASK FORCE TO STUDY IMPLEMENTING A CIVIL RIGHT TO COUNSEL IN MARYLAND**

Establishing the Task Force to Study Implementing a Civil Right to Counsel in Maryland; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving specified compensation, but authorizing the reimbursement of specified expenses; requiring the Task Force to study and make recommendations regarding specified matters; requiring the Task Force to report its findings and recommendations to specified public officials on or before October 1, 2014; etc.

EFFECTIVE OCTOBER 1, 2013

Assigned to: Judicial Proceedings

**SB 263      Chair, Judicial Proceedings Committee (By Request – Chief Judge, Court of Appeals)**

**CIVIL ACTIONS – AWARD OF ATTORNEY’S FEES AND EXPENSES**

Authorizing a court to award a prevailing party reasonable attorney’s fees and expenses in specified civil actions; requiring a court to consider specified factors in determining whether to make an award to a prevailing plaintiff; authorizing a court to award attorney’s fees to a prevailing defendant only on a finding that the action was frivolous; establishing the method of calculating an award of attorney’s fees under the Act or any other State statute authorizing an award of reasonable attorney’s fees; etc.

EFFECTIVE OCTOBER 1, 2013

CJ, §§ 3-1901 and 3-1902 - added and §§ 5-302(b)(2)(i) and 5-303(a) - amended and SG, §§ 12-104(a)(2) and 12-109 - amended

Assigned to: Judicial Proceedings

**SB 264**      **Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)**

**CHILDREN IN NEED OF ASSISTANCE – REVIEW HEARINGS**

Requiring the juvenile court to conduct specified hearings within specified periods of time to review the status of specified children under its jurisdiction; requiring the juvenile court to take specified actions at a review hearing under the Act; and establishing that a specified hearing to review a child's permanency plan satisfies the requirements for a review hearing under the Act.

EFFECTIVE OCTOBER 1, 2013

CJ, § 3-816.2 - added

Assigned to: Judicial Proceedings

**SB 265**      **Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)**

**CHILDREN IN NEED OF ASSISTANCE – RIGHTS OF PREADOPTIVE PARENTS, FOSTER PARENTS, AND CAREGIVERS OF CHILD**

Expanding the proceedings for which a local department of social services is required to provide specified notice to preadoptive parents and foster parents of a child under specified circumstances and at which preadoptive parents and foster parents have the right to be heard; repealing a requirement that a local department of social services provide specified notice to specified relatives of a child and substituting a requirement that the local department provide specified notice to caregivers of a child; etc.

EFFECTIVE OCTOBER 1, 2013

CJ, § 3-816.2 - added, § 3-823(i) - repealed, and § 3-823(j) and (k) - amended

Assigned to: Judicial Proceedings

**SB 266 Senator Frosh, et al****REGULATED FIREARMS – DATABASE – APPLICATIONS FOR DEALER’S LICENSE – RECORD KEEPING AND REPORTING REQUIREMENTS**

Requiring the Secretary of State Police or the Secretary’s designee to disapprove an application for a State-regulated firearms dealer’s license if the Secretary or designee determines that the applicant intends a person who is not eligible to be issued a dealer’s license or whose dealer’s license has been revoked or suspended to participate or hold a specified interest in the management or operation of the business for which the license is sought; etc.

EFFECTIVE OCTOBER 1, 2013

PS, §§ 5-110(a), 5-114(a), and 5-115 - amended and § 5-144 - added

Assigned to: Judicial Proceedings

**SB 267 Senator Raskin, et al****COURTS AND JUDICIAL PROCEEDINGS – INTERCEPTION OF COMMUNICATIONS – ABUSE OR NEGLECT OF VULNERABLE ADULT AND MEDICAID FRAUD**

Adding abuse or neglect of a vulnerable adult and offenses relating to Medicaid fraud to those crimes for which specified evidence may be gathered by, and a judge may grant an order authorizing, interception of oral, wire, or electronic communications.

EFFECTIVE OCTOBER 1, 2013

CJ, §§ 10-402(c)(2) and 10-406(a) - amended

Assigned to: Judicial Proceedings

**SB 268 Senator Raskin, et al****COURT OF APPEALS AND COURT OF SPECIAL APPEALS – OPINIONS – PUBLIC INFORMATION**

Requiring the Court of Appeals and Court of Special Appeals to post each of its opinions on the Web site of the Maryland Judiciary and designate whether the opinion is reported or unreported; and providing that an unreported opinion of the Court of Appeals or the Court of Special Appeals may be cited only as provided in the Maryland Rules.

EFFECTIVE OCTOBER 1, 2013

CJ, § 12-801 - added

Assigned to: Judicial Proceedings

**SB 269 Senator Jones–Rodwell (Chair, Joint Committee on Pensions)****STATE RETIREMENT AND PENSION SYSTEM – CORRECTION OF ERRORS IN BENEFITS**

Altering the conditions under which the Board of Trustees for the State Retirement and Pension System is required to correct an error that results in a retiree or beneficiary receiving a benefit that differs from the benefit the retiree or beneficiary is entitled to receive.

EFFECTIVE JULY 1, 2013

SP, § 21-113(a) - amended

Assigned to: Budget and Taxation

**SB 270 Senator Jones–Rodwell (By Request – Baltimore City Administration)****BALTIMORE CITY – SCHOOL FACILITIES – FUNDING**

Authorizing specified bonds, notes, or other obligations used for specified purposes in connection with specified school facilities in Baltimore City to be payable from revenues and receipts from a specified beverage container tax, from the proceeds, participation rent, and other fees payable by specified video lottery facilities, or from specified other revenues; authorizing specified revenues and receipts to be irrevocably pledged in a specified manner; etc.

EFFECTIVE OCTOBER 1, 2013

The Charter of Baltimore City, Art. II, § (50)(f) - added

Assigned to: Budget and Taxation

**SB 271 Senator Jones–Rodwell (By Request – Baltimore City Administration)****CRIMINAL LAW – ILLEGAL DUMPING AND LITTER CONTROL LAW – PENALTIES**

Requiring a court to notify a person who is convicted of a specified litter disposal offense that the person's driver's license may be suspended; requiring a court to notify the Motor Vehicle Administration of a specified violation involving litter disposal; requiring the Chief Judge of the District Court and the Administrative Office of the Courts, in conjunction with the Administration, to establish specified procedures; etc.

EFFECTIVE OCTOBER 1, 2013

CR, § 10-110(f) and TR, § 26-305(a) - amended and TR, § 16-206.2 - added

Assigned to: Judicial Proceedings

**SB 272**     **Senator Currie, et al****STATE LOTTERY AGENCY – TICKETS – ELECTRONIC DEVICES  
CONNECTED TO THE INTERNET**

Prohibiting the Director of the State Lottery Agency, unless authorized by the General Assembly, from adopting regulations that would allow a person to purchase a State lottery ticket through an electronic device that connects to the Internet.

EMERGENCY BILL

SG, § 9-110 - amended

Assigned to: Budget and Taxation

**SB 273**     **The President (By Request – Administration), et al****VETERANS FULL EMPLOYMENT ACT OF 2013**

Requiring specified licensing units and boards to give credit to former service members for relevant military training, education, and experience in connection with the issuance of occupational and professional licenses, certificates, and registrations; repealing and recodifying provisions of law regarding the renewal of occupational or professional licenses and the completion of continuing education or continuing competency requirements for specified members of an armed force deployed outside the State; etc.

EFFECTIVE JULY 1, 2013

BR, ED, FI, and HO, Various Sections - repealed and added

Assigned to: Education, Health, and Environmental Affairs

**SB 274**     **The President (By Request – Administration), et al****MARYLAND HEALTH PROGRESS ACT OF 2013**

Altering eligibility requirements for the Maryland Medical Assistance Program and the definition of “independent foster care adolescent” to conform to federal eligibility requirements; adding to the purposes for which a specified assessment in hospital rates may be used; exempting the Maryland Health Benefit Exchange and its employees from specified provisions of law governing third party administrators; adding to the purposes for which money in the Maryland Health Insurance Plan Fund may be used; etc.

VARIOUS EFFECTIVE DATES

HG and IN, Various Sections - amended and IN, §§ 15-140, 31-101(c-1), 31-107.1, 31-107.2, 31-113.1, and 31-115(k) - added

Assigned to: Finance and Budget and Taxation

**SB 275     The President (By Request – Administration), et al****MARYLAND OFFSHORE WIND ENERGY ACT OF 2013**

Altering the Maryland renewable energy portfolio standard program to include a specified amount of energy derived from offshore wind energy; prohibiting the portion of the renewable energy portfolio that represents offshore wind energy from applying to retail electricity sales by a supplier in excess of specified amounts of specified loads; defining “offshore wind renewable energy credit” for specified purposes; establishing an application process for specified proposed offshore wind energy projects; etc.

EFFECTIVE JUNE 1, 2013

PU, NR, SG, and SF, Various sections - amended and added

Assigned to: Finance

**SB 276     The President (By Request – Administration), et al****DEATH PENALTY REPEAL AND APPROPRIATION FROM SAVINGS TO AID SURVIVORS OF HOMICIDE VICTIMS**

Repealing the death penalty; repealing procedures and requirements related to the death penalty; providing that in specified cases in which the State has filed a notice to seek a sentence of death, the notice shall be considered withdrawn and it shall be considered a notice to seek a sentence of life imprisonment without the possibility of parole under specified circumstances; providing that specified persons serving life sentences are not eligible for Patuxent Institution under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

CS, CP, CJ, CR, HG, and TR, Various Sections - amended and repealed

Assigned to: Judicial Proceedings

**SB 277     The President (By Request – Administration), et al****STATE AID FOR PUBLIC EDUCATION – CERTIFICATION OF NET TAXABLE INCOME**

Altering the definition of “net taxable income” for purposes of calculating specified State aid formulas for education; requiring the Comptroller to certify annually the amount of net taxable income in a specified manner; requiring State aid for education to be paid in a specified manner under specified circumstances; etc.

EFFECTIVE JULY 1, 2013

ED, § 5-202(a)(9) - amended and § 5-202(k) - added

Assigned to: Budget and Taxation

**SB 278     The President (By Request – Administration), et al****MARYLAND EMPLOYMENT ADVANCEMENT RIGHT NOW (EARN) PROGRAM**

Establishing the Maryland Employment Advancement Right Now (EARN) Program (Maryland EARN Program) in the Department of Labor, Licensing, and Regulation; requiring the Department, in consultation with the Department of Business and Economic Development and the Governor's Workforce Investment Board, to establish and administer the Program to provide specified grants on a competitive basis for specified purposes; requiring applications for specified grants under the Program to include specified information; etc.

EFFECTIVE JUNE 1, 2013

LE, §§ 11-701 through 11-710 - added

Assigned to: Finance

**SB 279     The President (By Request – Administration), et al****ELECTION LAW – IMPROVING ACCESS TO VOTING**

Providing an exception to the voter registration deadline to allow an individual to register to vote or update an existing voter registration address and vote during early voting; requiring proof of residency to register or update an existing voter registration address during early voting; providing the types of acceptable proof; requiring the State Board of Elections to adopt regulations and establish procedures for the administration of voter registration during early voting; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2013

EL, §§ 3-302, 9-305, 9-306, 9-308, 9-310, and 10-301.1 - amended and § 3-305 - added

Assigned to: Education, Health, and Environmental Affairs

**SB 280**      **Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Labor, Licensing and Regulation)**

**LANDSCAPE ARCHITECTS – LICENSE RENEWAL – CONTINUING PROFESSIONAL COMPETENCY REQUIREMENT**

Requiring the State Board of Examiners of Landscape Architects to adopt regulations to require a licensee to demonstrate continuing professional competency as a condition of renewal of a license to practice landscape architecture by completing a specified number of hours of professional development activities; and providing for the implementation of the professional competency requirement on a phased-in basis.

EFFECTIVE OCTOBER 1, 2013

BOP, § 9-309 - amended

Assigned to: Education, Health, and Environmental Affairs

**SB 281**      **The President (By Request – Administration), et al**

**FIREARM SAFETY ACT OF 2013**

Altering the authorization for a person to wear, carry, or transport a handgun to be within specified limitations; designating specified firearms as assault weapons; prohibiting, with specified exceptions, a person from transporting an assault weapon into the State or possessing, selling, offering to sell, transferring, purchasing, or receiving an assault weapon; authorizing specified licensed firearms dealers to continue to possess, sell, offer for sale, or transfer specified weapons under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2013

CR, HG, and PS, Various Sections - amended, added, and repealed

Assigned to: Judicial Proceedings

**SENATE JOINT RESOLUTION INTRODUCED *January 18, 2013***

**SJ 1**      **Senator Jones–Rodwell, et al**

**INTERNATIONAL EDUCATION – SUPPORT**

Urging the Maryland Higher Education Commission, the Maryland Independent College and University Association, and the Maryland Association of Community Colleges to support and encourage students and faculty to promote international education as a part of curricular and extracurricular life at colleges and universities in the State.

Assigned to: Education, Health, and Environmental Affairs



**SENATE BILL REASSIGNED January 18, 2013****SB 170     Senator Forehand****ESTATES AND TRUSTS – MODIFIED ADMINISTRATION AND  
INHERITANCE TAX**

Altering the circumstances under which a personal representative of an estate may file for an election for modified administration; providing that, if a personal representative discovers property after the time for filing a verified final report, the representative shall file a report and make a final distribution of the property within specified time periods; providing that an application to prepay inheritance tax for a subsequent interest may be filed with the register of the county where an information report was filed; etc.

EFFECTIVE OCTOBER 1, 2013

ET, §§ 5-702, 5-704, and 5-706 and TG, § 7-219 - amended

Reassigned to: Judicial Proceedings